

17281 U.S.PTO
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DT01 Rec'd PCT/PTO 07 DEC 2004

NON-PROVISIONAL
UTILITY PATENT APPLICATION
TRANSMITTAL - 37 CFR 1.53(b)

[] Duplicate
(check, if applicable)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: 681132-2
First Named Inventor: Kyl L. Smith
Express Mail Label No.: EV 610007340 US
Total Pages of Transmittal Form: 3

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Transmitted herewith for filing is the non-provisional utility patent application entitled:

COMPOSITIONS FOR IMPROVING MENTAL PERFORMANCE

which is:

- an [] Original; or
a [X] Continuation, [] Divisional, or [] Continuation-in-part (CIP)
of prior International Application No. PCT/US02/21062 filed July 3, 2002, which claims
the benefit of U.S. Provisional Application No. 60/302,653, filed July 5, 2001.

Anticipated Group/Art Unit: or Class, Subclass .

- [] This non-provisional patent application is based on Provisional Patent Application No.
_____, filed _____.

Enclosed are:

- [X] Specification (including Abstract) and claims: 35 pages.
[] _____ sheets of drawings (formal).
[] Application Data Sheet.
[X] Newly unexecuted Declaration (original).
[] Copy of Declaration from prior application.
[] Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).
[] Microfiche computer program (Appendix).
[] Nucleotide and/or Amino Acid Sequence Submission, including:
[] Computer readable copy [] Paper Copy [] Verified Statement.
[] Under PTO-1595 Cover Sheet, an assignment of the invention
[X] Name of Assignee: Vital Basics, Inc.
[] Certified copy(ies) of Application No(s). _____ filed _____ is/are filed:
[] herewith or [] in prior application _____.

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DIRECTIONS

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- Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as [] an Independent Inventor, or a Small Business Concern, or [] a Non-Profit Organization.
- [] Preliminary Amendment.
- [] Information Disclosure Statement, PTO/SB/08A, and cited references.
- [] Request for Nonpublication of Application Under 35 U.S.C. §122(b)
- Other: Petition for Revival of An Application For Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b) as filed simultaneously herewith.

The filing fee is calculated as follows:

			SMALL ENTITY		LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$395		BASIC FEE: \$790	
Total	14-20 =	0	X9	\$ 0	OR	X18 \$
Independent	3- 3=	0	X44	\$ 0	OR	X88 \$
[2] Multiple Dependent Claims Present			\$150	\$ 150	OR	\$300 \$
			TOTAL	\$ 545	OR	TOTAL \$

- [] The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts
- A check in the amount of **\$545.00** to cover the filing is enclosed.
- The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-1017 (Billing No. 681132.0002)** as noted below. A duplicate copy of this sheet is enclosed.
- Any overpayments or deficiencies in the above-calculated fee.
- [] Filing fee in the amount of \$ _____ as calculated above.
- Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.
- In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

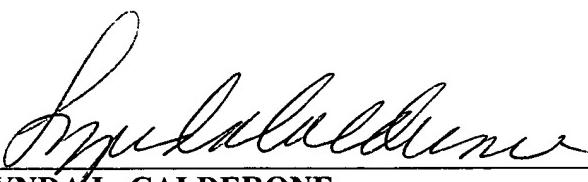
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Enclosures

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